

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

ESCAICH et al.

Atty. Ref.: 1721-126; Confirmation No. 9313

Appl. No. 10/594,461

TC/A.U. 1645

Filed: Janaury 3, 2007

Examiner: Gangle

For: COMPOSITIONS OF POLYPEPTIDES SPECIFIC TO PATHOGENIC STRAINS  
AND THEIR USE AS VACCINES AND IN IMMUNOTHERAPHY

\* \* \* \* \*

November 4, 2009

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE**

Responsive to the Official Action dated August 4, 2009, the applicants elect the subject matter of the examiner's Group I.

Rejoinder and allowance of any claim defining a method of making and/or using a product defined by an allowable claim, at an appropriate time, are requested.

The applicants elect the composition with SEQ ID NOs: 145 and 159 in response to the species election requirement. Claims 1, 2, 4, 6, 20 and 28 of the claims identified by the Examiner as defining the elected subject matter read on the elected species.

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Response  
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Respectfully submitted,

**NIXON & VANDERHYE P.C.**

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